

HONORABLE MARINA GARCIA MARMOLEJO  
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UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DIVISION OF TEXAS  
U.S. DISTRICT COURT OF TEXAS

Julian Dominguez  
#497927  
Plaintiff  
VS  
STATE OF TEXAS  
Defendants  
AT AL.

Plaintiff Original Petition  
For Preliminary Injunction

TO THE HONORABLE JUDGE OF SAID COURT:  
Now comes the Plaintiff Julian Dominguez #497927,  
Filing said Petition Pro Se in the Above Style Civil  
Action And the defendant named in said Petition.

Plaintiff is beseeching this Honorable Court to  
Grant this Preliminary Injunction.

THE Plaintiff intends to show that time is of the  
ESSENCE BECAUSE Plaintiff is being exposed to  
HARMFUL Atrocious inhumane practices and used as if  
Plaintiff were a State Project, a Lab Rat, a Human Study  
A State Commodity with NO Sovereignty Rights AS  
A human or the Fundamental Rights of a Human!  
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Plaintiff claims that the repeated and continuous illegal and unconstitutional practices of Plaintiff being physical and mentally tortured poses SERIOUS Risk to his health and well being and are inconsistent with his physical Afflictions !!!

The Plaintiff claims he suffered from Chronic HIV and HepC and Shingles now !!!

Plaintiff claims the Defendants are unlikely to implement the required changes to stop these illegal and unconstitutional practices, policies, common laws, Rules, practices and customary practices without this Court SPUR !!!!!!! A standard less stringent than those applied of a Federal pleading drafted by a lawyer.

IN Support of the above the Plaintiff will plead the following: That Jurisdiction is conferred upon this Court pursuant to 28 USC 1331, 1343 2201, 42 USC 1983 Declaratory Judgment Act !!!

This District Court is the appropriate VENUE because parts of the events or omissions giving rise to this Court occurred in this Judicial District the Southern District.

### Parties to this Cause of Action

The Plaintiff Julian Dominguez 49-1927, claims he is an inmate incarcerated at the Ramsey III Unit also known as T.C. Terrell Unit operated by the State of Texas and the Texas Dept of Criminal Justice.

At all times relevant the Plaintiff has been under the care and custody of the Texas Dept of Criminal Justice and the subject to all Rules policies procedures and guidelines.

Kori Davis a Defendant is the Executive Director of TDCJ. As such, Ms. Davis, the commanding officer of all

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Page THREE

TDCJ Guards Wardens, Correctional Officers and TDCJ Employees and Contractors!

Plaintiff Claims Ms. Davis, is Responsible For their training supervision and conduct. Ms. Davis also Reviews and Approves All TDCJ Policies Procedures Rules and Guidelines...

Plaintiff Claims that the Texas Dept of Criminal Justice are carrying illegal and unconstitutional practices on Plaintiff in violation of Plaintiff's 8th and 14th Amendment. And Texas Const. Article Section 13 (3a), in the use and operation of Cyber surveillance equipped with telecommunication voice data and software data that ~~has~~ <sup>has</sup> the scientific properties to cause atrocious barbaric heinous insidious tortures applications in conyunct with the Texas Dept of Corrections Information Resources...

Plaintiff Claims As a matter of law Ms. Davis, is Responsible for protecting the Constitutional Rights, of all person within the Texas Dept. of Criminal Justice including state employees and volunteers!!!! At all time describe here in Ms. Davis was acting under the color of Texas State law Plaintiff Claims Ms. Davis is being sued in her Official Capacity!!

The Plaintiff Claims the following Wardens and Program Managers of the following units ① The Ramsey Unit ② The Plunkley Unit the Markw. Striles Unit and the Jester III Unit are all Responsible for ensuring that Constitutional conditions of confinement exist at these units... Any unsafe or dangerous conditions that they lack the authority or the resources to correct, must be reported to a higher authority within TDCJ. As their Official Duties requires them by state law to do... Are now being sued in their Official and Individual Capacity for Failure of Duty!!

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page four  
 And violating Plaintiff's 1st 8th And 14th US Constitution's  
 And Plaintiff's Texas Constitution's Intentional Plaintiff  
 Physically and mentally.

The Plaintiff claims that the Texas Dept of Criminal Justice  
 is a Defendant and is a State Agency and at all times  
 operated the Ramsey Unit, Plainsley Unit, Jester III Unit,  
 And the Work in St. Ives Unit... And are Public Facilities  
 with programs and services that Plaintiff qualifies for  
 And TDCJ is a recipient of Federal funds and is liable  
 for legal and physical and mental damages accrued to Plaintiff.

Plaintiff claims he seeking Prospective Injunction Relief  
 Federal Protection and Custody of Plaintiff.

Plaintiff claims there physical scars numerous scars on Plaintiff  
 the groin, the ankles, shoulder, and his head, that he sustained  
 from the operation and use of a machine, (a computer) equipped  
 with software that caused these injuries. Plaintiff also claims  
 there the short changing of medications the changing of medications  
 or the denial of medications that caused Plaintiff to suffer  
 physically and mentally.

Plaintiff's claims there are numerous medical documentations  
 that UTM B possesses that will reflect Plaintiff's claims and  
 injuries.

The Plaintiff claims the Defendant W. Scott Beatty is the  
 Division Director of Information Technology, and is responsible  
 for the operation of and use, the development and direction  
 of development of Information Resources Technologies... Also  
 identified as software and at one time identified as a  
 commodity in the following State Law of Texas V.T.C.A. TEXAS  
 Government Codes Chapter 2054, Chapter 2111, and 2157.

The Plaintiff claims the Defendant W. Scott Beatty is  
 responsible for operation, use, and the development of  
 Information Resources Technologies to be carried out within  
 the State laws Federal Constitution's And Texas Constitution's.

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THE PLAINTIFF CLAIMS THE DEFENDANT W. SCOTT BENNETT IS RESPONSIBLE FOR THE PHYSICAL INJURIES THE PLAINTIFF HAS SUSTAINED AND SUFFERED AND IS BEING SUED IN HIS OFFICIAL CAPACITY AND INDIVIDUAL CAPACITY...

THE PLAINTIFF CLAIMS THE DEFENDANT SCOTT BENNETT VIOLATED PLAINTIFF'S 1ST, 8TH AND 14TH US CONST. AND TEXAS CONST. RIGHTS UNDER ARTICLE I SECTION 13 (B).

THE PLAINTIFF CLAIMS THE DEFENDANT W. SCOTT BENNETT HAS WILLFULLY NEGLECTED TO CARRY OUT HIS DUTY OF CARE IN SUPERVISING THE OPERATION AND USE OF INFORMATION RESOURCE TECHNOLOGIES, THAT THE STATE POSSESSES AND CLAIMS TO POSSESS IN TEXAS GOVERNMENT CODES 2054, 2111, AND 2157...

PLAINTIFF CLAIMS HE HAS BEEN SUBJECTED TO ATROCIOUS TORTURE APPLICATIONS WITH CYBER SURVEILLANCE EQUIPMENT EQUIPPED WITH TELECOMMUNICATION APPARATUS EQUIPPED VOICE DATA SOFTWARE AND OTHER SOFTWARE DATA THAT HAS THE SCIENTIFIC PROPERTIES TO CAUSE PHYSICAL PAIN AND SUFFERING WITH VIOLATED AMPLIFIED INSIDIOUS APPLICATIONS... LEAVING PLAINTIFF PHYSICALLY AND MENTALLY DISTRESSED OPPRESSED AND REPPRESSED AND WRETCHED!!

THE PLAINTIFF CLAIMS THE DEFENDANTS ARE RESPONSIBLE FOR ALL PROJECTS IMPLEMENTED AND PROMULGATED ACCORDING TO STATE LAWS IN THE TEXAS GOVERNMENT CODES!

THE PLAINTIFF CLAIMS THE DEFENDANTS IN THE TEXAS DEPT OF DIRECTORS OF INFORMATION RESOURCES TECHNOLOGY ARE RESPONSIBLE FOR TRAINING SUPERVISING AND MONITORING ACTIVITIES OF ALL STATE AGENCIES WITH THE STATE OF TEXAS AND REVIEWS AND APPROVES ALL STATE POLICIES, PRACTICES, RULES, COMMON LAW & PRACTICES IN THE OPERATION AND USE CYBER SURVEILLANCE EQUIPMENT EQUIPPED WITH TELECOMMUNICATION RESOURCE TECHNOLOGIES AND THE OPERATION USE AND DEVELOPMENT OF INFORMATION RESOURCE TECHNOLOGIES, SOFTWARE...

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The Plaintiff Claims And The SEVEN Voting Members And the EX OFFICIO'S And 4 STAFF MEMBERS Violated Plaintiff's Constitutional Rights under the 8th Amend And 14th Amend US. Const. And Under Texas Article 1 Section 13 (30) Which Forbids Cruel And Unusual Punishment.

The Plaintiff Claims that the Defendants the State of Texas, the Information Technology Division Director W. Scott Brant, the Texas Dept. of Director Information Resource its SEVEN Voting MEMBER three EX OFFICIO MEMBERS, The Texas Dept of Public Safety 5 MEMBERS And STAFF, the Texas Board of Criminal Justice, The Texas Dept of Criminal Justice It STAFF, Pardons And PARDONS MEMBERS And STAFF, All OPERATE AS THE OBSERVATORY For development Harvesting And harvesting OF SOFTWARE, DATA, programming, SENSORS.

THE Plaintiff Claims that the Defendants named in Plaintiff's Petition Violated Plaintiff's constitutional rights under the 1st 8th And the 14 Amend of the US Constitution And under the Texas Constitution Article 1 SECTION 13 (30) And ARE RESPONSIBLE For the Physical injuries and Mental Anguish the Plaintiff has sustained.

THE Plaintiff Claims that the Defendants named in Plaintiff's Petition Violated Plaintiff's rights under Federal And State Tort Claims Acts For the Physical And Mental injuries Plaintiff has sustained From the illegal And Unconstitutional schemes And practices implemented to Obtain, OPERATE, develop, harvest, And harvest State OF the Art Technologies Also identified As Information Resources Technologies Software And/or Commodities in V.T.C.A. Texas Government Codes 2054, 2111 And Chapter 2157. In Collusion With the Private Industries And Institutions Through the enactment OF illegal And Unconstitutional laws in enacted under V.T.C.A Texas Government Chapter 2054 and in The Texas Criminal Codes OF Procedures Chapter/Article 18, Chapter/Articles 60 And 61.

THE Plaintiff Claims that the State OF Texas Violated its Own State laws by implementing illegal schemes And carrying out illegal And Unconstitutional schemes practices And policies in experimenting using And studying plaintiff (Continue on page eight)

AS IF HE WERE A Lab Rat A Project in their operation practice development harnessing and harvesting of State of the Technologies/Information Resources Technology in collusion with Private Industries and Institutions.

The Plaintiff claims that the State of Texas does not have the inherent rights to enact State laws in violation of State and Federal US constitutions nor State or Federal Tort Laws.

The Plaintiff claims that the State of Texas violated US Federal Constitution and State Constitutions in implementing illegal and unconstitutional schemes in laws to practice experiment and study on Plaintiff without notice consent nor compensation in collusion with the Private Inc.

The Plaintiff claims that the State of Texas, and the Holy Trinity of Texas... The Governor, the Texas Senate, and the Texas Legislature, intentionally and subjectively enacted Texas Government Codes Chapter 2054 ~~which~~ illegally and unconstitutional vaguely define identifying its objectives nor operations in the operation and use of information resources technologies with a deliberate indifference to Plaintiff's constitutional rights and Federal and State Tort Claims Act to implement illegal and unconstitutional schemes to practice develop harness and harvest the advancement of scientific engineering and reengineering State of the Art Technologies to develop harness and harvest new resource technologies also identified as software or commodities in Texas Government Codes Chapters 2054, Chapter 211 and Chapter 217 that's carried out in collusion with Private Tech Inc. Private Carriers and At. At. to implement the practice and operation of cyber surveillance equipment and use and development of information resource technologies

The Plaintiff claims he has sustain physical injuries and mental anguish because of the operation, use, experiments, and studies carried out with Information Resources Technologies by the State of Texas and the Private Industries in carrying out Alpha and Beta testing on Plaintiff with State  
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OF THE ART Technologies / Information Resources Technology  
CYBER SURVEILLANCE equipment!

The Plaintiff Claims he was experimental used and  
studied as if he were a lab rat / A Project without  
notice, consent nor compensations... For the Insidious  
Barbaric heinous illegal schemes and practices carried  
out Alpha and Beta Applications.

The Plaintiff Claims these OBSERVATORY Institutions  
the STATE OF TEXAS and the Private Industries named in  
Plaintiff's petition carried out these illegal and  
unconstitutional practices by stalking Plaintiff for  
the Scientific and Methodical implementation and the  
development of software and artificial intelligence  
through cyber surveillance and information resource  
technologies software data applications and manipulation  
applications... Through the engineering and reengineering  
of state of the art technology and software and telecommunications  
applications in violation of the following laws: State and  
Federal Telecommunication laws, Federal and State Utility laws  
Federal and State Trade Commission and Commerce laws/code  
the Uniform Commercial codes, State and Federal Tort laws  
and any other laws the Plaintiff is entitled to claim  
for the redress of physical and mental injuries sustained  
and suffered...

The Plaintiff prays that this Honorable Court  
enters and grants Plaintiff petition. date April 17, 2020

Respectfully The Plaintiff  
Plaintiff Julian Dominguez #497927  
The Terrell Unit / Old Ramsey III  
1300 FM 655  
Rosharon Texas  
77583

Granted \_\_\_\_\_  
OR  
Denied \_\_\_\_\_  
Enter date \_\_\_\_\_



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7504085 316 0008

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